

1 DAYLE ELIESON  
2 United States Attorney  
3 District of Nevada  
4 CRISTINA D. SILVA  
5 Nevada Bar No. 13760  
6 501 Las Vegas Boulevard South, Suite 1100  
7 Las Vegas, Nevada 89101  
8 Phone: 702-388-6336  
9 Fax: 702-388-5087  
10 cristina.silva@usdoj.gov

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12 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

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14 UNITED STATES OF AMERICA, )  
15 Plaintiff, ) Case No.: 2:17-cr-00113-KJD-PAL  
16 vs. ) STIPULATION TO CONTINUE  
17 ) GOVERNMENT'S RESPONSE TO  
18 ) DEFENDANT'S MOTION TO  
19 ) SUPPRESS (ECF No. 203) -  
20 RAUL CASAREZ, )  
21 Defendant. )

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22 IT IS HEREBY STIPULATED AND AGREED, by and between DAYLE  
23 ELIESON, United States Attorney; and Cristina D. Silva, Assistant United States  
Attorney, counsel for the United States of America, and Rebecca Levy, Assistant  
Federal Public Defender, counsel for defendant RAUL CASAREZ, for the reasons set  
forth herein, that the Government's response to defendant's motion to suppress (ECF  
No. 203), currently due on March 7, 2018, be continued to March 16, 2018 the  
following reasons:

24 1. Counsel for the Government needs additional time to speak with its  
25 investigators in order to respond to the motion. Scheduling conflicts have delayed

those conversations, however that issue will be resolved shortly and will facilitate filing the Government's response.

2. Further, Counsel for the United States will be out of the District on March 12, 13, and 14, 2018.

3. The United States contacted counsel for the Defendant who does not object to a brief continuance.

4. The defendant is in custody and but does not object to the brief continuance.

5. Additionally, denial of this request for continuance could result in a miscarriage of justice because it will prevent the Government filing a complete response taking into account due diligence.

6. This is the first request for continue the response to the motion to suppress.

DATED this 7th day of March, 2018.

DAYLE ELIESON  
United States Attorney

/s/  
REBECCA LEVY, ESQ.  
Assistant Federal Public Defender  
Counsel for Defendant Casarez

/s/  
CRISTINA D. SILVA  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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## **FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Counsel for the Government needs additional time to speak with its investigators in order to respond to the motion. Scheduling conflicts have delayed those conversations, however that issue will be resolved shortly and will facilitate filing the Government's response.

2. Further, Counsel for the United States will be out of the District on March 12, 13, and 14, 2018.

3. The United States contacted counsel for the Defendant who does not object to a brief continuance

4. The defendant is in custody and but does not object to the brief  
continuance

5. Additionally, denial of this request for continuance could result in a miscarriage of justice because it will prevent the Government filing a complete response taking into account due diligence.

6. This is the first request for continue the response to the motion to suppress.

## ORDER

IT IS ORDERED that the Government's deadline to respond to the Defendant's motion to suppress, currently scheduled for March 7, 2018, be vacated and continued to March 16, 2018.

DATED this 14th day of March, 2018.

KENT J. DAWSON  
UNITED STATES DISTRICT JUDGE